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May 28, 2013

Via ECF

*Application granted.*

**SO ORDERED:**

/s/  
Roanne L. Mann  
U.S. Magistrate Judge  
Dated: 5/30/13

Re: *Innovation Ventures, LLC et al. v. Walid Jamil et al.* Docket No. 12 Civ. 05354

Dear Judge Mann:

I represent Joseph and Adriana Shayota and Tradeway International, Inc. dba Baja Exporting (collectively, "Baja Defendants"). The following co-defendants filed cross-claims against the Baja Defendants: Richmond Wholesale Company, Inc. and Saquib Khan (collectively, "Richmond Wholesale"); Midwest Wholesale Distributors, Justin Shayota, Walid Jamil, Raid Jamil, JT Wholesale, Inc. and Trimexico, Inc. (collectively, "Midwest Defendants"); Purity Wholesale Grocers, Inc., Food Distributors International, Inc. and Scott Tilbrook; and Brothers Trading Co., Inc. d/b/a victory Wholesale Grocers ("Victory") (Collectively, "Parties"). By stipulation and subsequent order of the Court, the Baja Defendants' response to these cross-claims was extended to today, May 28, 2013, which mirrored the stipulation and order entered with respect to Baja Defendants' time to respond to Plaintiffs Seventh Amended Complaint.

On March 4, 2013, an Initial Conference was held before United States Magistrate Judge Mann. At the Initial Conference Judge Mann ordered jurisdictional discovery as to Capital Sales and the Baja Exporting Defendants to be completed by June 3, 2013 and requests for a pre-motion conference challenging personal jurisdiction be filed by June 10, 2013. [Doc. #436].

On Friday, May 24, 2013, this Court approved a further extension of time to respond to Plaintiffs' Seventh Amended Complaint and adopted a proposed briefing schedule on the Baja Defendants' proposed motion challenging jurisdiction and venue. [See Order dated May 24, 2013.] The Parties have agreed in principle to an extension of time for the Baja Defendants to respond to the above-referenced cross-claims until after the Court has ruled on the Baja Defendants' motion. A stipulation to that effect has been circulated but has not been finalized.

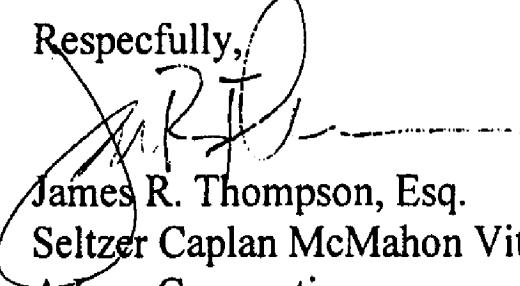
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S E L T Z E R | C A P L A N | M c M A H O N | V I T E K

Honorable Roanne L. Mann  
May 28, 2013  
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Accordingly, Baja Defendants hereby request that they be given a few days to finalize the stipulation and be permitted to file the stipulation no later than May 31, 2013. Thank you for your consideration of this request.

Respectfully,

  
James R. Thompson, Esq.  
Seltzer Caplan McMahon Vitek  
A Law Corporation

JRT:tlm

cc: All counsel of record in EDNY Action (via e-mail)